

STEVEN H. GURNEE, ESQ. SB# 66056
DAVID M. DANIELS, ESQ. SB# 170315
GURNEE & DANIELS LLP
2240 Douglas Boulevard, Suite 150
Roseville, CA 95661-3805
Telephone (916) 797-3100
Facsimile (916) 797-3131

AMY E. DIAS (pro hac vice motion pending)
JONES DAY
500 Grant Street, Suite 3100
Pittsburg, PA 15219-2502
Telephone: (412) 391-3939
Facsimile: (412) 384-7959

MATTHEW W. LAMPE (pro hac vice motion pending)
JONES DAY
325 John H. McConnell Boulevard, Suite 600
Columbus, OH 43216-5017
Telephone: (614) 469-3939
Facsimile: (614) 461-4198

Attorneys for Defendants
ALDERWOODS GROUP, INC. and
SERVICE CORPORATION INTERNATIONAL

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

Deborah Prise, et al., on behalf of themselves) No. C 07-05140 MJJ
and all other employees similarly situated,)

Plaintiffs,
vs.

Alderwoods Group, Inc., et al.

Defendants.

) **NOTICE OF MOTION TO DISMISS**
) **FIRST AMENDED COMPLAINT [FRCP**
) **12(b)(6)];**
) **REQUEST FOR JUDICIAL NOTICE**
) **[FRE 201]**

) Date: December 18, 2007
) Time: 9:30 a.m.
) Ctrm: 11
) Trial Date: None Set

TO THE PARTIES AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on December 18, 2007 at 9:30 a.m., or as soon thereafter as
the matter may be heard in Courtroom 11 of the United States District, Northern District of

1 California, located at 450 Golden Gate Avenue, San Francisco California, 94102, Defendants
2 ALDERWOODS GROUP and SCI CALIFORNIA FUNERAL SERVICES, INC. will move the
3 Court for an order to dismiss the First Amended Complaint pursuant to FRCP 12(b)(6).

4 The Motion will be based upon this Notice of Motion and Motion, the Memorandum of
5 Points and Authorities filed herewith, and on the pleadings, records and files in this action.
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7 Dated: November 6, 2007

GURNEE & DANIELS LLP

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9 By s/David M. Daniels
10 STEVEN H. GURNEE, ESQ.
11 DAVID M. DANIELS, ESQ.
12 Attorneys for Defendants
13 ALDERWOODS GROUP, INC. and
14 SERVICE CORPORATION
15 INTERNATIONAL
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